

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)

Plaintiff,)

v.)

DALE E. BARTA, and STATE OF)
NEBRASKA, John A. Gale, in his official)
capacity as Nebraska Secretary of)
State,)

Defendants.)
_____)

8:11CV196

**ORDER OF RECUSAL
REQUEST FOR REASSIGNMENT**

This matter is before the court on the court's own motion pursuant to 28 U.S.C. § 455(a), which states: "Any . . . judge . . . of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned." Upon review of the parties and the record in the above-designated case, the undersigned judge shall, and hereby does, recuse himself from the above-designated case pursuant to 28 U.S.C. § 455(a).

SO ORDERED.

DATED this 3rd day of June, 2011.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge